IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 6047 of 1988

For Approval and Signature:

Hon'ble MR.JUSTICE A.M.KAPADIA

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

SAMVEDAN SANSKRUTIK MANCH THRO' HIREN R GANDHI

Versus

GOVT. OF INDIA

Appearance:

MR GIRISH PATEL for Petitioners

MR MUKESH R SHAH for Respondents

CORAM : MR.JUSTICE A.M.KAPADIA

Date of decision: 17/11/2000

ORAL JUDGEMENT

1. In this petition filed under Article 226 of the Constitution, the petitioners have challenged the action of respondent Nos.3 and 4 in refusing to telecast the play "Raj Parivartan" produced by petitioner No.1, though it was scheduled to be telecast by Doordarshan, and

prayed to declare the action of respondents Nos.3 and 4 in refusing to telecast the play "Raj Parivartan" and cancelling the preview as unconstitutional and violative of Articles 14, 19 (1) (g) and 21 of the Constitution, illegal, null and void and further prayed to quash the said action by directing respondent Nos.3 and 4 to telecast the play "Raj Parivartan" on Doordarshan.

2. It may be noted that this petition was filed way back in the year 1988 and Rule came to be issued in the year 991.

3. Mr. Girish Patel, learned counsel for the petitioners, states that in view of the changed circumstances the petitioners are ready to make a representation to Doordarshan, now "Prasar Bharti Broadcasting Corporation", to telecast the said drama "Raj Parivartan" on Doordarshan and if Prasar Bharti considers the representation in accordance with law, the same would meet the ends of justice and the petitioner's grievance can be redressed.

4. Mr. M.R. Shah, learned Additional Central Government Standing Counsel for the respondents, reacted that if the petitioners prefer a representation the same will be considered by Prasar Bharti Broadcasting Corporation in accordance with law.

5. In view of the aforesaid state of affairs, it would be in the interest of justice if direction is given to the petitioners to make a representation to Prasar Bharti Broadcasting Corporation to telecast the said play "Raj Parivartan" on Doordarshan and the respondent No.3 Prasar Bharti Broadcasting Corporation (Doordarshan) to consider the same. Hence it is directed that the petitioner shall make a representation to Prasar Bharti Broadcasting Corporation within four weeks from today and the respondent No.3 Prasar Bharti Broadcasting Corporation shall consider the same within three months from the date of receipt of the said representation at their end.

6. With the aforesaid observation and direction, the petition is rejected. Rule is discharged with no order as to costs.

17.11.2000. (A.M. Kapadia, J.)

(karan)